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***IN THE HIGH COURT OF DELHI AT NEW DELHI**

\+ LA.APP. 81/2007

BHADUR SINGH & ORS. ..... Appellant
Through Mr.Pradeep Kumar and
Mr.Sandeep Thakur, Advocates

versus

UOI THRU LAC (N.W.) DELHI ..... Respondent
Through Mr.Sanjay Poddar, Advocate for
LAC

WITH

\+ LA.APP. 82/2007

RAM PAT ..... Appellant
Through Mr.Pradeep Kumar and
Mr.Sandeep Thakur, Advocates

versus

UOI THRU L.A.C.(N.W.) DELHI ..... Respondent
Through Mr.Sanjay Poddar, Advocate for
LAC

&

\+ LA.APP. 116/2007

BARFI DEVI ..... Appellant
Through Mr.Pradeep Kumar and
Mr.Sandeep Thakur, Advocates

versus

UOI ..... Respondent
Through Mr.Sanjay Poddar, Advocate for
LAC

CORAM:
HON'BLE MR. JUSTICE VIKRAMAJIT SEN
HON'BLE MR. JUSTICE S.L.BHAYANA

O R D E R

% 11.07.2007

These Appeals have been filed in respect of Notification dated 24.10.1961, and also No. 19/1983-84 of

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Village Samaipur. Compensation payable in respect of this acquisition had come up for consideration before a Division Bench of this Court in ***Bhoop Singh*** *-vs- Union of India,* 28 (1985) DLT 240 as well as in RFA 222/79. This Court had fixed the market value of the acquired land in question at the rate of Rs.7,000/- per Bigha. Indeed, a perusal of the Appeals discloses that the Appellants have themselves relied on ***Bhoop Singh***.

Learned counsel for the Appellants submits that ***Bhoop Singh*** dealt with Village Badli and, therefore, would not be applicable. The Court below has noted that the Petitioners have been remiss altogether in leading any evidence proving the market price of the land in question. The Notifications in these Appeals and in ***Bhoop Singh*** are the same and the villages are adjoining each other. In RFA 222/77 the Division Bench has already noted that the value of the lands in both villages would be identical. This objection is, therefore, of no substance.

In the impugned Order the Court has applied the verdict in RFA 222/77. Furthermore, the Appellants before us have also made a reference to and in fact relied upon L.A.APP. No. 68/2005 titled Hira Singh -vs- Union of India, in which Appeal the Division Bench presided over by Hon'ble Chief Justice had by Order dated July 14, 2005 followed the determination of

compensation in RFA 222/77 and on these grounds directed that the Appellants would be entitled to a higher value of land at Rs.7,000/- per Bigha. Therefore, there has been a judicial determination of the price of the land by two Division Benches, and we are in respectful agreement with them.

The Appeals are without merit and are dismissed.

VIKRAMAJIT SEN,J

S.L.BHAYANA, J

JULY 11, 2007
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